

The Honorable James L. Robart

UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA,

Plaintiff

v.

ELDER ADALBERTO CACERES-COELLO,

Defendant.

CASE NO. CR19-234-JLR

**ORDER GRANTING
STIPULATED MOTION
CONTINUING TRIAL DATE**

Trial in this matter is scheduled to commence on January 4, 2021. The parties have reached a plea agreement and are actively attempting to schedule and hold a change-of-plea hearing at which the Defendant can enter a plea. However, because of the recent increase in COVID-19 cases in this area, including at the Federal Detention Center at SeaTac, Washington, scheduling such a change-of-plea hearing has been difficult. In addition, the ongoing COVID-19 pandemic will make it impossible to conduct a trial on January 4, 2021. As a result, the parties have submitted a joint motion to continue the trial date.

Defendant Elder Adalberto Caceres-Coello joins in the request.

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1 The motion is GRANTED for the reasons stated in the parties' joint motion, as well as
2 those set out in General Orders Nos. 01-20, 02-20, 03-20, 04-20, 08-20, 09-20, 11-20, 13-20,
3 and 15-20.

4 Trial of this matter is hereby CONTINUED to June 1, 2021.

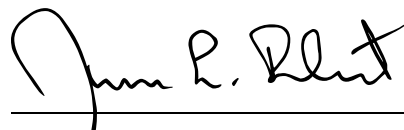
5 Furthermore, the Court finds that, for the reasons detailed in the parties' submission
6 and General Orders 01-20, 02-20, 07-20, 08-20, 11-20, 13-20, and 15-20, all of which are
7 incorporated herein by reference, the ends of justice served by granting a continuance
8 outweigh the best interests of the public and the defendant in a speedy trial. 18 U.S.C.
9 § 3161(h)(7)(A), (B)(i). Therefore,

10 IT IS FURTHER ORDERED that the time between January 4, 2021, and
11 June 1, 2021, is excluded in computing the time within which trial must commence. 18
12 U.S.C. § 3161(h)(7)(A). Failure to grant this continuance would likely make trial impossible
13 and result in a miscarriage of justice, taking into account the exercise of due diligence. 18
14 U.S.C. § 3161(h)(7)(B)(i).

15 IT IS FURTHER ORDERED that time under the Interstate Agreement on Detainers
16 Act is tolled to March 1, 2021.

17 DATAED: December 22, 2020.

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The Honorable James L. Robart
U.S. District Court Judge